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05/01/01



UTILITY  
PATENT APPLICATION  
TRANSMITTAL  
*For new nonprovisional applications under 37 CFR 1.53(b))*

05/01/01

		Attorney Docket No.	88265-4031	Total Pages	19
		First Named Inventor or Application Identifier			
		<b>Josephine LOMETILLO</b>			
		Express Mail Label No.	EL 803540647US		

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J1046 U.S. PTO  
09/04/99  
05/01/01

APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents.</i>		ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, DC 20231																				
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (Submit an original and a duplicate for fee processing)</p> <p>2. <input checked="" type="checkbox"/> Specification (preferred arrangement set forth below)</p> <ul style="list-style-type: none"> <li>-Descriptive title of the Invention</li> <li>-Cross Reference to Related Applications</li> <li>-Statement Regarding Fed Sponsored R&amp;D</li> <li>-Reference to Microfiche Appendix</li> <li>-Background of the Invention</li> <li>-Brief Summary of the Invention</li> <li>-Brief Description of the Drawings (<i>if filed</i>)</li> <li>-Detailed Description of the Invention (including drawings, <i>if filed</i>)</li> <li>-Claim(s)</li> </ul> <p>3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) <span style="float: right;">[Total Sheets 2]</span></p> <p>4. <input checked="" type="checkbox"/> Oath or Declaration (UNEXECUTED) <span style="float: right;">[Total Sheets 2]</span></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Newly executed (original or copy)</li> <li><input type="checkbox"/> Copy from prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i></li> </ul> <p style="text-align: center;"><b>[Note Box 5 below]</b></p> <p>i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>5. <input type="checkbox"/> Incorporation By Reference (useable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein</p>		<p>6. <input type="checkbox"/> Microfiche Computer Program (Appendix)</p> <p>7. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i></p> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Computer Readable Copy</li> <li>b. <input type="checkbox"/> Paper Copy (identical to computer copy)</li> <li>c. <input type="checkbox"/> Statement verifying identity of above copies</li> </ul>																				
<b>ACCOMPANYING APPLICATION PARTS</b>																						
<p>8. <input type="checkbox"/> Assignment Papers (<i>cover sheet &amp; document(s)</i>)</p> <p>9. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney (<i>when there is an assignee</i>)</p> <p>10. <input type="checkbox"/> English Translation Document (<i>if applicable</i>)</p> <p>11. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS citation(s)</p> <p>12. <input type="checkbox"/> Preliminary Amendment</p> <p>13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPED 503) <i>(Should be specifically itemized)</i></p> <p>14. <input type="checkbox"/> Small Entity Statement(s) <input type="checkbox"/> Statement filed in prior application, status still proper and desired</p> <p>15. <input type="checkbox"/> Certified copy of priority document(s) <i>(if foreign priority is claimed)</i></p> <p>16. <input type="checkbox"/> Other</p>																						
<p>17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:  <input type="checkbox"/> Continuation    <input type="checkbox"/> Divisional    <input type="checkbox"/> Continuation-in-part (CIP)    of prior application No. filed on.</p> <p>18. CORRESPONDENCE ADDRESS</p> <p style="text-align: center;"><b>Customer No. 28765</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td rowspan="2" style="width: 15%;">NAME</td> <td colspan="5">Allan A. Fanucci</td> </tr> <tr> <td colspan="5">WINSTON &amp; STRAWN</td> </tr> <tr> <td></td> <td>TELEPHONE</td> <td>212-294-3311</td> <td>FAX</td> <td>212-294-4700</td> <td></td> </tr> </table>						NAME	Allan A. Fanucci					WINSTON & STRAWN						TELEPHONE	212-294-3311	FAX	212-294-4700	
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212-294-6700

ATTORNEY DOCKET NO.: 88265-4031

**Assistant Commissioner for Patents  
Box PATENT APPLICATION  
Washington, D.C. 20231**

Sir:

The following utility patent application is enclosed for filing:

**Title of the Invention: FROZEN DESSERT NOVELTY AND METHOD  
FOR ITS PREPARATION**

## **PATENT APPLICATION FEE VALUE**

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	Fee
Total Claims	20	-20		18.00	\$ 0
Independent	5	-3	2	80.00	\$ 160.00
				<b>Minimum Fee</b>	\$ 710.00
				Multiple Dependency Fee	\$
				If Applicable (\$270.00)	\$ 870.00
				<b>Total</b>	-\$
				50% Reduction for independent inventor, nonprofit organization or small business concern (verified statement as to the applicant's status is attached)	\$ 870.00
				<b>TOTAL FILING FEE</b>	

**DO NOT PUBLISH.** I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 112(b).

Priority of application no. filed on in is claimed under 35 U.S.C. § 119.

Please charge the required fee to Winston & Strawn Deposit Account No. 501-814. A copy of this sheet is attached.

Respectfully submitted,

Ollan O Faunes

Allan A. Fanucci, Reg. No. 30.256

Date